

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Mark J Feldstein

Application No.: 09/917649

Confirmation No.: 1077

Filed: July 31, 2001

Art Unit: 1743

For: FLUIDICS SYSTEM

Examiner: J. M. Ludlow

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed 05/03/2007, applicant hereby provisionally elects claims 29, 47, 56, 57, and 61 for continued examination, with traverse.

The Examiner has required restriction between:

IA1: Claims 29, 47, 56, 57, and 61 drawn to a subcombination.

IA2: Claims 64-67 drawn to a combination.

The Examiner stated that the combination as claimed does not require the particulars of the subcombination as claimed in that the combination does not required the negative limitation prohibiting flow unless the negative pressure source is activated and at least one reservoir is unsealed. However, the combination recites that each fluid moves only when the negative pressure source is activated and a vent is not in a closed position (unsealed). The positive limitation of the

form “flow only when...” recited in the combination is the same in meaning as the negative limitation of the form “does not flow unless...” recited in the subcombination.

Dated: May 23, 2007

Respectfully submitted,

By: /Joseph T Grunkemeyer/

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